

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

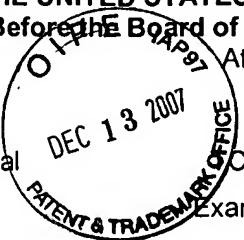
In re Patent Application of

GOLDSCHMIDT-CLERMONT et al

Serial No. 10/788,423

Filed: March 1, 2004

Title: PROGENITOR CELLS AND METHODS OF USING SAME



Atty Dkt. MJW-1579-890

C# M#

Confirmation No. 4961

C/A.U.: 1633

Examiner: Li, Q.J.

Date: December 13, 2007

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$510.00 (1401)/\$255.00 (2401) \$ 255.00 applicant's claim(s).

An appeal BRIEF is attached in the pending appeal of the above-identified application \$510.00 (1402)/\$255.00 (2402) \$

Credit for fees paid in prior appeal without decision on merits -\$ ()

A reply brief is attached. (no fee)

Pre-Appeal Brief Request for Review form attached.

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$460.00 (1252)/\$230.00 (2252)
Three Month Extensions \$1050.00 (1253)/\$525.00 (2253)
Four Month Extensions \$1640.00 (1254)/\$820.00 (2254) \$ 230.00

"Small entity" statement attached.

Less month extension previously paid on -\$ ()

TOTAL FEE (CREDIT CARD PAYMENT FORM ATTACHED) \$ 485.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Mary J. Wilson, Reg. No. 32,955

12/14/2007 JADD01 00000088 10788423

Signature: Mary J. Wilson 255.00 OP
230.00 OP